

Form and Correctness Approved: *BAP*

Contents Approved:

By: _____
Office of the City AttorneyBy: _____
DEPT. Planning

NORFOLK, VIRGINIA

Ordinance No. 48614

AN ORDINANCE GRANTING A CONDITIONAL USE PERMIT TO AUTHORIZE THE OPERATION OF A HOME OCCUPATION SWIM SCHOOL NAMED "KATIE'S KICKERS" ON PROPERTY LOCATED AT 1736 COLUMBIA AVENUE.

- - -

BE IT ORDAINED by the Council of the City of Norfolk:

Section 1:- That a conditional use permit is hereby granted authorizing the operation of a Home Occupation.

Section 2:- That the full extent of the property or properties where the permit or permits described above are hereby made effective, upon the date set forth below, is described as follows:

Property fronts 75 feet, more or less, along the northern line of Columbia Avenue beginning 111 feet, more or less, from the southern line of Willard Place and running eastwardly; premises numbered 1736 Columbia Avenue.

Section 3:- That the conditional use permit or permits granted herein shall be subject to all of the general conditions set forth in section 2.4.8.D of the Norfolk Zoning Ordinance and all of the following additional conditions, requirements, and limitations:

- (a) The operation of an accessory use of Home Occupation must be conducted in accordance with the applicable performance standards that are set forth in section 4.3 of the Norfolk Zoning Ordinance.
- (b) The use of the site as Home Occupation shall be limited to swimming instructions or pool safety.

- (c) The establishment shall maintain a current, active business license at all times while in operation.
- (d) There shall be no more than eight (8) students on the property at any one time.
- (e) A minimum of one (1) instructor for every four (4) students in the pool area shall be present.
- (f) No more than two instructors shall be presented at the property at any one time.
- (g) All instructors shall be at certified in CPR, first aid, and through training provided by the American Red Cross Lifeguarding.
- (h) The hours for the Home Occupation shall be limited to 9:30 a.m. until 7:30 p.m. Monday through Thursday and 3:30 p.m. until 7:30 p.m. on Friday. No use of the site a Home Occupation outside of the hours of operation listed herein shall be permitted.
- (i) No use of the site for a home occupation shall be permitted during the months of December, January or February.
- (j) Trash cans shall not be kept in view of the public right-of-way, except for on regularly scheduled pickup days.
- (k) No vehicles associated with the Home Occupation shall be parked in the right-of-way of Columbia Avenue but may be parked on the property or at Catholic school located at 3401 Tidewater Drive.
- (l) During all hours of operation, the operator shall be responsible for maintaining those portions of public rights-of-way improved by sidewalk and portions of the parking lot adjacent to the premises regulated by the Conditional Use Permit so as to keep such areas free of litter, refuse, and both solid and liquid waste.
- (m) This conditional use permit shall automatically expire 24 months from the effective date of this ordinance. Prior to the expiration date, but no sooner than eighteen months from the effective date of this ordinance, the property owner or

manager may begin the application process for a new conditional use permit.

Section 4:- That the City Council hereby determines that the conditional use permit or permits granted herein comply with each of the standards set forth in section 2.4.8.C of the Norfolk Zoning Ordinance.

Section 5:- That this ordinance shall be in effect from the date of its adoption.

Adopted by Council January 11, 2022
Effective January 11, 2022

TRUE COPY
TESTE:

RICHARD ALLAN BULL

BY:

CHIEF DEPUTY CITY CLERK